

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

P.S - Sri G.Adinarayana, the then Assistant Director, Khadi & Village Industries Board, Vijayawada allegations of demand and acceptance of bribe – Departmental action allowing private person to work in the official – Release of 80% DCRG, pending finalisation of the departmental action against him – Orders – Issued.

INDUSTRIES AND COMMERCE (VIGILANCE) DEPARTMENT

G.O Rt. No. 395

Dated.24.06.2013.
Read the following:

1. From the DG, ACB, Hyd. C.No.189/RCT-VKI/2004, dt.01.01.2005.
2. From the CEO, APKVIB, Hyd. Lr. No. Vig /G1 /Acb /2005/1dt.12.01.2005.
3. From the CEO, APKVIB, Hyd. Proc. No. Estt//G1/ACB/1, dt.20.12.2004..
4. Govt. Lr. No.17680/Vig.A3/2004-4, dt.11.02.2005.
5. From the CEO, APKVIB, Hyderabad, Proc. No. Esttt/G1/ACB/1, dt.28.02.2005.
6. From the DG, ACB, Hyd. C.No.189/RCT-VKI/2004, dt.22.10.2005.
7. Govt. Lr. No.17680/Vig.A3/2004-7, dt.21.02.2006.
8. From the CEO, APKVIB, Hyd. Lr. No. Vig/GAN/ACB/2004-1, dt.04.04.2006 & 04.05.2006.
9. From the CEO, APKVIB, Hyd. Lr. No. Vig/GAN/ACB/2004/2006, dt.15.07.2006.
10. Govt. Lr. No.17680/Vig.A3/2004-10, dt.01.11.2006.
11. From the CEO, APKVIB, Hyd. Lr.No.Vig.Cell/ACB/VZG/2006,dt.16.11.2006
12. From the CEO, APKVIB, Hyd. Lr.No.Vig.Cell/ACB/2004/2008, dt.11.2.2008.
13. Govt. Lr. No.17680/Vig.A3/2004-12, dt.12.05.2009.
14. From the CEO, APKVIB, Hyd.Lr.No.Vig.Cell/ACB/2004/2008, dt.22.6.2009.
15. From the CEO, APKVIB, Hyd. Proc. No. Vig.Cell/ACB/169/2004/2010-1, dt.30.07.2010.
16. Govt. Lr. No.17680/Vig.A3/2004-14, dt. .12.2008.
17. From the CEO, APKVIB, Hyd. Proc. No. Vig.Cell/ACB/2005/2008, dt.16.12.2008.
18. From the CEO, APKVIB, Hyd. Lr. No. Vig Cell/ACB/169/2004/2010-2, Dt.06.12.2010.
19. Govt. Memo No.17680/Vig.A3/2004-18, dt.05.12.2012.
20. From the CEO, APKVIB, Hyd. Lr. No.Vig Cell/ACB/169/2004/2012, dt.12.12.2012.

O R D E R:

As per the report submitted by the Anti Corruption Bureau authorities, Sri G.Adinarayana, while working as Assistant Director, A.P Khadi & Village Industries, Vijayawada demanded a bribe of Rs.10,000/- from Sri Anumakonda Siva Kumar, S/o Veeraraghavaiah, Chinna Erukapadu Village, Billapadu Mandal, Krishna District on 16.12.2004 in his office for showing official favour. Based on the investigation report being the competent authority, the Chief Executive Officer, Khadi & Village Industries Board, has issued sanction orders for prosecution of Sri G. Adinarayana in the competent court of Law vide reference 8th read above. Accordingly, charge sheet was filed by the ACB authorities in the Court of Spl. Judge for SPE & ACB cases, Vijayawada. The case was taken up by the Hon'ble Spl. Court in CC. No.26/2006. The Special Court and in its orders Dt.08.02.2010 passed orders, acquitting Sri G. Adinarayana from the criminal charge.

2. As per the report of the Anti Corruption Bureau authorities, during the investigation, it was also found that Sri G. Adinarayana, Assistant Director had allowed private person named Sri T.Kanakaiah to perform the duties of attender in the office in place of his father-in-law, who is sick. The Chief Executive Officer, Khadi & Village Industries Board has initiated departmental action also against the above officer as per the Khadi & Village Industries Board employees Disciplinary & Appeal Regulation. In the inquiry conducted by the Inquiring Authority, it was found that the charge against Sri Adinarayana that he has allowed a private person to perform the duties of attender in the office in place of his brother-in-law, is proved.

(P.T.O)

3. The Chief Executive Officer, A.P.Khadi & Village Industries Board as a follow up action on the orders of Trial Court acquitting Sri G. Adinarayana in the criminal charge has regularized the period of suspension as 'duty' under Rule 54 of Fundamental Rules, erroneously.

4. The individual was suspended from service due to Trap case. The criminal case and departmental action was taken up by the department simultaneously, based on the investigation report of Anti Corruption Bureau authorities. The suspension of Sri G. Adinarayana is as a step-in-aid for criminal and departmental action. Though the criminal charge was ended with acquittal; the departmental action has to be concluded imposing the punishment on the charged officer as the allegation in departmental action was proved. As the charged officer has retired from service on attaining the age of superannuation, the further action on the above charged officer is under examination. A provisional decision was also arrived at by the government to impose 5% cut in pension for 1 year of the above charged officer. The final orders of punishment are yet to be issued under rule 9 of A.P.Revision Pension Rules, 1980, since the employees of A.P Khadi & Village Industries Board are drawing pension.

5. The Chief Executive Officer, A.P Khadi & Village Industries Board, Hyderabad shall regularize the period of suspension of the above charged officer after final orders are passed in departmental action by government in cancellation of earlier orders of regularization of suspension period, issued by the Chief Executive Officer, A.P Khadi & Village Industries Board erroneously.

6. As it was provisionally decided by Government to impose punishment of 5% cut in pension for one year, against Sri G. Adinarayana, the then Assistant Director, A.P Khadi & Village Industries Board, Vijayawada a portion of pension only should be withheld, and the retirement gratuity remains unaffected, in the contemplated final orders. Hence, it is decide by government to release 80% of eligible Gratuity to Sri G. Adinarayana under provisio 2 of Rules, 52(1) (c) of A.P.Revision Pension Rules, 1980.

7. Accordingly, Government in exercise of the powers conferred under sub rule (1) Rule 9 of A.P.Revision Pension Rules, 1980 hereby accord sanction to Sri G.Adinarayana, the then Assistant Director, A.P Khadi & Village Industries Board, Vijayawada (Retired) for drawal of 80% of his eligible retirement Gratuity, under Provisio-2, clause (c), sub-rule (1) of Rule 52 of A.P.Revised Pension Rules, 1980, pending finalisation of departmental action.

8. The Chief Executive Officer, A.P Khadi & Village Industries Board, Hyderabad shall take further necessary action immediately.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

SABYASACHI GHOSH
SECRETARY TO GOVERNMENT

To

1. The Chief Executive Officer, A.P Khadi & Village Industries Board, Hyderabad.
2. The Individual through the Chief Executive Officer, A.P Khadi & Village Industries Board, Hyderabad.

Copy to:

- 3.The Pay and Account Officer, Hyderabad.
- 4.The Accountant General, A.P, Hyderabad.
- 5.Sf/sc.

//FORWARDED::BY ORDER//

SECTION OFFICER